

APPLICATION FOR PERMIT  
TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF NEVADA

Date of filing in State Engineer's Office MAY 23 1980

Returned to applicant for correction.....

Corrected application filed.....

Map filed AUG 8 1980 under 41426

The applicant Leroy Houts

116 N. Ada Street, of Fallon  
Street and No. or P.O. Box No. City or Town

Nevada 89406, hereby make<sup>s</sup> application for permission to appropriate the public  
State and Zip Code No.

waters of the State of Nevada, as hereinafter stated. (If applicant is a corporation, give date and place of incorporation; if a copartnership or association, give names of members.)

1. The source of the proposed appropriation is underground  
Name of stream, lake or other source.

2. The amount of water applied for is 1.036 c.f.s. second-feet  
One second-foot equals 448.83 gals. per min.

(a) If stored in reservoir give number of acre-feet \_\_\_\_\_ acre-feet

3. The water to be used for mining, milling and domestic  
Irrigation, power, mining, manufacturing, domestic, or other use. Must limit to one use.

4. If use is for:

(a) Irrigation (state number of acres to be irrigated) \_\_\_\_\_

(b) Stockwater (state number and kinds of animals to be watered) \_\_\_\_\_

(c) Other use (describe fully under "No. 12. Remarks") mining, milling and domestic

(d) Power:

(1) Horsepower developed \_\_\_\_\_

(2) Point of return of water to stream \_\_\_\_\_

5. The water is to be diverted from its source at the following point: within the SE $\frac{1}{4}$  SE $\frac{1}{4}$  of Section 34, T.29N., R.34E., M.D.B.&M., or at a point from which the  
Describe as being within a 40-acre subdivision of public survey, and by course and distance to a section corner, if on unsurveyed land,  
Southeast corner of Section 35, T.29N., R.34E. bears S. 82°21'33" E  
it should be stated. 5,586.04'.

6. Place of use SW $\frac{1}{4}$  of Section 36, T.29N., R.34E., M.D.B.&M., 160 acres, more  
Describe by legal subdivision, if on unsurveyed land it should be so stated.  
or less

7. Use will begin about January 1st and end about December 31st, of each year.  
Month and Day Month and Day

8. Description of proposed works. (Under the provisions of NRS 535.010 you may be required to submit plans and specifications of your diversion or storage works.) existing artesian well and proposed pipeline

State manner in which water is to be diverted, whether by dam or other works, whether through pipes, ditches, flumes, or other conduits.

9. Estimated cost of works \$5,000.00

10. Estimated time required to construct works 3 years (complete information unknown at this time)

11. Estimated time required to complete the application to beneficial use 5 years

12. Remarks: For use other than irrigation or stock watering, state number and type of units to be served or annual consumptive use.

Water is to be used for a mining and milling operation.

Annual consumption will be approximately 244,388,250 gallons

Applicant Leroy Houts  
Pro. 10/14/80 by Warren L. Strickland

By s/Robert N. Caldwell  
Robert N. Caldwell, R.L.S. (agent)  
510 Melarkey Street  
Winnemucca, Nevada 89445

Compared..... ha/ ja ..... bl/bc

**DENIAL OF STATE ENGINEER**

This is to certify that I have examined the foregoing application, and do hereby ~~grant~~<sup>deny</sup> the same, subject to the following limitations and conditions:

This application is hereby denied on the grounds that the applicant failed to respond to a request for formal field investigation to enable the State Engineer to obtain additional evidence for a full understanding of the rights involved and to grant the application without additional evidence and/or information would not be in the public interest. No ruling is made on the grounds of the protest.

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed \_\_\_\_\_ cubic feet per second \_\_\_\_\_

**Actual construction work shall begin on or before**.....

Proof of commencement of work shall be filed before.....

**Work must be prosecuted with reasonable diligence and be completed on or before.....**

Proof of completion of work shall be filed before.....

Application of water to beneficial use shall be made on or before.....

Proof of the application of water to beneficial use shall be filed on or before.....

Map in support of proof of beneficial use shall be filed on or before.....

Commencement of work filed.....  
Completion of work filed.....  
Proof of beneficial use filed.....  
Cultural map filed.....  
Certificate No. .... Issued .....

IN TESTIMONY WHEREOF, I PETER G. MORROS  
State Engineer of Nevada, have hereunto set my hand and the seal of  
my office, this 13th day of AUGUST

APR 19 84

A.D. 19 84  
John L. Morris  
State Engineer